

# UNITED STATES DISTRICT COURT

for the  
District of South Carolina

William Mark Ashby,

*Plaintiff*

v.

Officer Tollison; Officer Morgan; Major Joe Tyson,

*Defendants*

Civil Action No. 8:16-cv-02581-JMC

## JUDGMENT IN A CIVIL ACTION

The court has ordered that *(check one)*:

☐ the plaintiff *(name)* \_\_\_\_\_ recover from the defendant *(name)* \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant *(name)* \_\_\_\_\_ recover costs from the plaintiff *(name)* \_\_\_\_\_.

☒ other: the plaintiff, William Mark Ashby, shall take nothing of the defendants, Officer Tollison, Officer Morgan, and Major Joe Tyson, as to the complaint filed pursuant to 42 U.S.C. §1983 and this action is dismissed without prejudice as to defendant Officer Morgan, and with prejudice for lack of prosecution and for failure to comply with this court's orders pursuant to Rule 41(b) as to defendants Officer Tollison and Major Joe Tyson.

This action was *(check one)*:

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable J. Michelle Childs, Chief United States District Judge, adopting the Report and Recommendation set forth by the Honorable Jacquelyn D. Austin, United States Magistrate Judge, which recommended the dismissal of this action with prejudice.

Date: June 22, 2017

ROBIN L. BLUME, CLERK OF COURT

s/A. Buckingham

*Signature of Clerk or Deputy Clerk*